IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

LA.App.No. 695 of 2004

LAR.299/1999 of PRL.SUB COURT,KOTTAYAM
.....

APPELLANT/ RESPONDENT:

STATE OF KERALA.

BY GOVERNMENT PLEADER SMT. K.R. DEEPA.

RESPONDENT/CLAIMANT:

VARKEY MARKOSE, S/O.VARKEY,
AKKAMPARAMBIL HOUSE, THEKKEKARA,
MULAKULAM VILLAGE, VAIKOM.

BY ADV. SRI. SUNU P. JOHN

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 20/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A. NO. 695 OF 2004

Dated this the 20th day of September, 2007.

J U D G M E N T

Kurian Joseph, J.

This is an appeal filed against the judgment and decree in L.A.R. No. 299/1999 on the file of Principal Sub Court, Kottayam. Acquisition is for the purpose of Muvattupuzha Valley Irrigation Project.

2. It is seen that the enhancement is only 60% over the land value fixed by the Land Acquisition Officer. It is brought to our notice that in several cases this Court has sustained such fixation by granting enhancement at the rate of 60%. Therefore, the appeal filed by the State is dismissed.

KURIAN JOSEPH
JUDGE

HARUN-UL-RASHID
JUDGE

smp